

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Gerlach et al.
SERIAL NO.: 09/964,956
FILING DATE: September 26, 2001
FOR: NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME

EXAMINER: James Martinell
ART UNIT: 1631

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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RESPONSE TO REQUIREMENT FOR RESTRICTION

In response to the April 18, 2003, Restriction Requirement, applicants elect Group II Claims 5-14, 19-21, 39, 42, 46, and 47, drawn to nucleic acids, vectors, host cells, nucleic acid hybridization methods, pharmaceutical compositions, and kits, classified in class 536, subclass 23.5 and class 435, subclasses 320.1, 252.3, 325, and 6. Applicants also elect the nucleic acid sequence encoding amino acid sequence SEQ ID NO:25, without traverse.

This document should be timely filed if filed by May 19, 2003 (May 18, 2003 was a Sunday). The Commissioner is hereby authorized to charge payment of any additional fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 50-0311, Reference No.21402-124 (CURA-424).

Respectfully submitted,

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Attorney Docket No 21402-124 (Cura-424)



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PRELIMINARY AMENDMENT

In response to the Restriction Requirement mailed April 18, 2003, Applicants submit a preliminary amendment so that the claims correspond with elected group II and elected species nucleic acid encoding the amino acid sequence of SEQ ID NO:25.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

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5/22/03